

**SUPREME COURT MINUTES  
WEDNESDAY, DECEMBER 23, 2009  
SAN FRANCISCO, CALIFORNIA**

**S158852**      A112197 First Appellate District, Div. 4      **PEOPLE v. STEVENS  
(LORENZO)**

Rehearing denied

Kennard and Moreno, JJ., are of the opinion the petition should be granted.

Werdegar, J., was absent and did not participate.

**S177401**      B208225 Second Appellate District, Div. 5      **O'NEIL (BARBARA J.) v.  
CRANE COMPANY**

Petition for review granted

Werdegar, J., was absent and did not participate.

Votes: George, C. J., Kennard, Baxter, Chin, Moreno, and Corrigan, JJ.

**S177403**      B214119 Second Appellate District, Div. 5      **UNITED TEACHERS LOS  
ANGELES v. LOS ANGELES  
UNIFIED SHCOOL DISTRICT**

Petition for review granted

Werdegar, J., was absent and did not participate.

Corrigan, J., was recused and did not participate.

Votes: George, C. J., Kennard, Baxter, Chin, and Moreno, JJ.

**S167169**      B206740 Second Appellate District, Div. 4      **PEARSON DENTAL  
SUPPLIES, INC. v. S.C.  
(TURCIOS)**

Supplemental briefing ordered

The parties are directed to address at oral argument, in addition to any other relevant matters, the following question: Was the arbitrator's award subject to vacatur under Code of Civil Procedure section 1286.2, subdivision (a)(5), on the grounds that the arbitrator's failure to properly apply the tolling statute (Code Civ. Proc., §1281.12) constituted "conduct of the arbitrator[] contrary to the provisions of this title" that substantially prejudiced the rights of a party? (Code Civ. Proc., §1286.2, subd. (a)(5); see Real Party in Interest's Opening Brief on the Merits at pp. 55-56.) Supplemental briefs addressing this issue may be served and filed by both parties in the San Francisco office of this court no later than January 21, 2010, and supplemental reply briefs may be served and filed in the San Francisco office of this court no later than January 28, 2010.

Werdegar, J., was absent and did not participate.

**S177406**      A124763 First Appellate District, Div. 5      **SMITH (DONALD) v. S.C.  
(PEOPLE)**

Petition for review granted; briefing deferred (rule 8.512(d)(2))

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Sutton*, S166402 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Werdegar, J., was absent and did not participate.

Votes: George, C. J., Kennard, Baxter, Chin, Moreno, and Corrigan, JJ.

**S178085**      **DAVIS (ADOLFO) v. COURT  
OF APPEAL, SECOND  
APPELLATE DISTRICT,  
DIVISION THREE (PEOPLE)**

Transferred to Court of Appeal, Second Appellate District, Division Three, with directions to issue an alternative writ

The petition for writ of mandate is granted.

The matter is transferred to the Court of Appeal, Second Appellate District, Division Three. The Court of Appeal is ordered to vacate its order denying mandate and to issue an alternative writ to be heard before that court the proceeding is ordered on calendar.

Werdegar, J., was absent and did not participate.

Votes: George, C. J., Kennard, Baxter, Chin, Moreno, and Corrigan, JJ.

**S176865**      A123133 First Appellate District, Div. 1      **PEOPLE v. SOTO (ISIDRO  
PENA)**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177056**      C059467 Third Appellate District      **PEOPLE v. STEPHEN  
(BONNIE KATHLEEN)**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177065** C062949 Third Appellate District

Petition for review denied  
Werdegar, J., was absent and did not participate.

**JOHNSON (MALCOLM A.)  
ON H.C.**

**S177128** C062963 Third Appellate District

Petition for review denied  
Werdegar, J., was absent and did not participate.

**CHAPPELL (MATTHEW) ON  
H.C.**

**S177131** A126202 First Appellate District, Div. 5

Petition for review denied  
Werdegar, J., was absent and did not participate.

**WILLIS (THEODORE) ON  
H.C.**

**S177151** A126270 First Appellate District, Div. 1

Petition for review denied  
Werdegar, J., was absent and did not participate.

**GLASPER (ABRAHAM) ON  
H.C.**

**S177156** B211684 Second Appellate District, Div. 2

Petitions for review denied  
Werdegar, J., was absent and did not participate.

**PEOPLE v. TUIPULOTU  
(BILLIE JEAN)**

**S177157** B219386 Second Appellate District, Div. 7

Petition for review denied  
Werdegar, J., was absent and did not participate.

**SMITH (DAVID THAYNE) ON  
H.C.**

**S177165** F057565 Fifth Appellate District

Petition for review denied  
Werdegar, J., was absent and did not participate.

**SAUCEDO (ANTONIO) ON  
H.C.**

<b>S177183</b> B218877 Second Appellate District, Div. 2 Petition for review denied Werdegar, J., was absent and did not participate.	<b>JOHNSON (WILLIE) ON H.C.</b>
<b>S177187</b> A126301 First Appellate District, Div. 1  Petition for review denied Werdegar, J., was absent and did not participate.	<b>CULLER, SR., (JERRYAL J.) ON H.C.</b>
<b>S177207</b> D055743 Fourth Appellate District, Div. 1  Petition for review denied The request for judicial notice is granted. Werdegar, J., was absent and did not participate.	<b>SCHLAPPI (DARRYL A.) ON H.C.</b>
<b>S177222</b> C063077 Third Appellate District  Petition for review denied Werdegar, J., was absent and did not participate.	<b>POMA (RICHARD VINCENT) ON H.C.</b>
<b>S177229</b> B218459 Second Appellate District, Div. 1  Petition for review denied Werdegar, J., was absent and did not participate.	<b>HARO (RANDOLPH A.) ON H.C.</b>
<b>S177232</b> D053593 Fourth Appellate District, Div. 1  Petition for review denied Werdegar, J., was absent and did not participate.	<b>PEOPLE v. ISLASMACIAS (HECTOR ALEJANDRO)</b>
<b>S177244</b> B219072 Second Appellate District, Div. 3 Petition for review denied Werdegar, J., was absent and did not participate.	<b>GAYLES (KENYA) ON H.C.</b>

**S177264** E046136 Fourth Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. ORELLANA  
(MAYNOR JOSSAN)**

**S177265** B206605 Second Appellate District, Div. 4

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. MALOOLY  
(MICHAEL PATRICK)**

**S177266** F058143 Fifth Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**FUCCI (RONALD) ON H.C.**

**S177287** B209908 Second Appellate District, Div. 6

Petition for review denied

Werdegar, J., was absent and did not participate.

**CANALES (ARMANDO) ON  
H.C.**

**S177289** B218256 Second Appellate District, Div. 5

Petition for review denied

Werdegar, J., was absent and did not participate.

**WARD (OSCAR COLUMBUS)  
ON H.C.**

**S177321** E046382 Fourth Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. RODRIGUEZ  
(AGUSTIN)**

**S177339** B219115 Second Appellate District, Div. 3

Petition for review denied

Werdegar, J., was absent and did not participate.

**MUHAMMAD (ABDUL  
MALIK) ON H.C.**

**S177350** E049359 Fourth Appellate District, Div. 2

Petition for review denied

Werdegarr, J., was absent and did not participate.

**MONTANEZ (ANGEL) ON  
H.C.**

**S177352** B207810 Second Appellate District, Div. 3

Petition for review denied

Werdegarr, J., was absent and did not participate.

**PEOPLE v. LONNIE (ANDRE  
LAMAR)**

**S177354** H034790 Sixth Appellate District

Petition for review denied

Werdegarr, J., was absent and did not participate.

**RAMIREZ (ELIASER) ON  
H.C.**

**S177359** E046032 Fourth Appellate District, Div. 2

Petition for review denied

Werdegarr, J., was absent and did not participate.

**PEOPLE v. WATROUS  
(GARY)**

**S177370** B209702 Second Appellate District, Div. 2

Petition for review denied

Werdegarr, J., was absent and did not participate.

**PEOPLE v. SANCHEZ  
(WILSON ARON)**

**S177377** C062721 Third Appellate District

Petition for review denied

Werdegarr, J., was absent and did not participate.

**WILLETT (JAMES P.) v. S.C.  
(FUERTE)**

**S177383** A119853 First Appellate District, Div. 2

Petitions for review denied

Werdegarr, J., was absent and did not participate.

**PEOPLE v. ALGERE  
(BRANDON PAUL)**

**S177392** B207117 Second Appellate District, Div. 3

Petition for review denied

Werdegarr, J., was absent and did not participate.

**TOVAR (JERRY R.) v. CITY  
OF LOS ANGELES**

**S177396** A125097 First Appellate District, Div. 2

Petition for review denied

Werdegarr, J., was absent and did not participate.

**GRALLA (MICHAEL) ON  
H.C.**

**S177397** A121697 First Appellate District, Div. 2

Petition for review denied

Werdegarr, J., was absent and did not participate.

**PEOPLE v. GRALLA  
(MICHAEL)**

**S177427** C060618 Third Appellate District

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

Werdegarr, J., was absent and did not participate.

**PEOPLE v. MOORE (JASON  
LEE)**

**S177448** H033186 Sixth Appellate District

Petition for review denied

Werdegarr, J., was absent and did not participate.

**PEOPLE v. ROJAS (JESUS)**

**S177453** C058491 Third Appellate District

Petition for review denied

Werdegarr, J., was absent and did not participate.

**PEOPLE v. ROBINSON  
(EDWARD)**

**S177465** B219310 Second Appellate District, Div. 2

Petition for review denied

Werdegarr, J., was absent and did not participate.

**GUIJARRO (JENNIFER  
ISABEL) v. S.C. (PEOPLE)**

**S177502** H032356 Sixth Appellate District  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**PEOPLE v. HALL (STACY)**

**S177539** B209642 Second Appellate District, Div. 4  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**PEOPLE v. COTAYA  
(STEPHEN)**

**S177544** B210233 Second Appellate District, Div. 8  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**PEOPLE v. CASTANEDA  
(ABEL MORALES)**

**S177555** B215249 Second Appellate District, Div. 4  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**COTAYA (STEVEN) ON H.C.**

**S177605** G042380 Fourth Appellate District, Div. 3  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**DEAN (JAMES) v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD (RESTAURANT  
DEPOT)**

**S177614** G041885 Fourth Appellate District, Div. 3  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**MCCLINTOCK (SARA A. &  
DOUGLAS R.), MARRIAGE  
OF**

**S177632** F056754 Fifth Appellate District  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**PEOPLE v. JAMALEDDIN  
(AZIZ MOHAMMAD)**

**S177639** G041177 Fourth Appellate District, Div. 3

**CAROLYN (EVAN) v.  
ORANGE PARK  
COMMUNITY  
ASSOCIATION**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177687** B213000 Second Appellate District, Div. 6

**PEOPLE v. VAZQUEZ  
(GILBERT)**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177705** H032573 Sixth Appellate District

**JEMBER (ASCHILEW) v.  
FEDERAL DEPOSIT  
INSURANCE CORPORATION**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177720** D053366 Fourth Appellate District, Div. 1

**MANOOGIAN (PEGGY) v.  
SAN DIEGO UNIFIED  
SCHOOL DISTRICT**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177727** B208460 Second Appellate District, Div. 2

**PEOPLE v. GUERRA  
(ALVARO)**

Petitions for review denied

Werdegar, J., was absent and did not participate.

**S177776** B219704 Second Appellate District, Div. 8

**PINKINS (TONYA) v. S.C.  
(WELLINGTON)**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177785** B206859 Second Appellate District, Div. 1

**PEOPLE v. STONE (MELVIN)**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177832** B206066 Second Appellate District, Div. 1

**ORAVECZ (PAUL) v. NEW  
YORK LIFE INSURANCE  
COMPANY**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177833** E049219 Fourth Appellate District, Div. 2

**CATHEDRAL CITY, CITY OF  
v. SOUTH COAST PATIENTS  
COLLECTIVE  
ASSOCIATION**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177857** B210568 Second Appellate District, Div. 6

**PEOPLE v. VALENZUELA  
(JESSE)**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177898** B206471 Second Appellate District, Div. 1

**PEOPLE v. WILSON (ANDRE  
LEONARD)**

The petition for review is denied. (But see *People v. Williams* (2004) 34 Cal.4th 397, 405; *People v. Misa* (2006) 140 Cal.App.4th 837, 845-847; *People v. Lyons* (1999) 72 Cal.App.4th 1224, 1226-1229.)

Werdegar, J., was absent and did not participate.

**S177904** B199863 Second Appellate District, Div. 1

**WHITE (C.  
CASEY)/(RINGGOLD) v.  
TILEM (DAVID)**

Petition for review denied

The request for judicial notice is denied.

Werdegar, J., was absent and did not participate.

**S177909** B210014 Second Appellate District, Div. 5

**PEOPLE v. BRIM (BRYANT  
KEITH)**

Petition for review denied

Werdegar, J., was absent and did not participate.

**S177943** B208131 Second Appellate District, Div. 6

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. JOHNSON III  
(OTIS)**

**S177944** F055678 Fifth Appellate District

Petition for review denied

Baxter, J., was recused and did not participate.

Werdegar, J., was absent and did not participate.

**PEOPLE v. CASH (PAUL  
ANDREW)**

**S177945** E045741 Fourth Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. CHHUON  
(RITHY)**

**S177948** C057910 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PABLO (FATTEN (LEILA) v.  
HANDAL (ANTON)**

**S177952** C056979 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. MILLNER  
(JAMES WILLIAM)**

**S177965** B213762 Second Appellate District, Div. 7

Petition for review denied

Werdegar, J., was absent and did not participate.

**MILLAN (CLAUDIO) v.  
SOUTHERN CALIFORNIA  
EDISON COMPANY**

**S177973** D053933 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**WRIGHT (SANDRA) v. CITY  
OF SAN DIEGO**

**S177976** H033206 Sixth Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. MARMOLEJO  
(FRANCISCO JAVIER)**

**S177977** B213272 Second Appellate District, Div. 6

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. STEVENS  
(STEPHEN R.)**

**S177980** F056926 Fifth Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**IN RE A.M.**

**S177983** G040636 Fourth Appellate District, Div. 3

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. DELGADO  
(JOHNNY MARIONNO)**

**S177985** C055954 Third Appellate District

Petition for review & publication request(s) denied

Kennard, J., is of the opinion the petition should be granted.

Werdegar, J., was absent and did not participate.

**MALDONADO (ARACELI) v.  
CLUB FRESH**

**S177986** C059196/C059761 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**IN RE J.S.**

**S177991** D053743 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**RIVKIN (JONATHAN) v.  
KENNERSON & GRANT,  
LLP.**

**S178009**      B213383 Second Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. DORSEY  
(DERRICK DWAYNE)**

**S178012**      E045515 Fourth Appellate District, Div. 2

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. BATS, JR.,  
(ROBERT BOBBIE)**

**S178013**      A119228 First Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. FIGUEROA, JR.,  
(AQUIOR ALFONSO)**

**S178024**      C058525 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. FAISON  
(THERESA MARTINA)**

**S178025**      B208168 Second Appellate District, Div. 8

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. LOUDEN (ERIC  
D.)**

**S178030**      D056072 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**SVIRIDOV (ALEXEI E.) v.  
S.C. (CITY OF SAN DIEGO)**

**S178046**      C059730 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. RUSSELLE  
(CARRINGTON)**

**S178047** B211191 Second Appellate District, Div. 5

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. BONAPARTE  
(JOSHUA)**

**S178048** B211017 Second Appellate District, Div. 7

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. ZAMEK (DENNIS  
KEITH)**

**S178055** D053983 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. CACHORA  
(ALDEN DEVERS)**

**S178056** F055718 Fifth Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. JOHNSON (ERIC)**

**S178057** D055691 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. BOLTON (ARIEL)**

**S178064** C058630 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. GILBERT (SCOTT  
RANDALL)**

**S178067** C058336 Third Appellate District

Petition for review denied

Werdegar, J., was absent and did not participate.

**PEOPLE v. LEE (THAE)**

**S178072** D053873 Fourth Appellate District, Div. 1

Petition for review denied

Werdegar, J., was absent and did not participate.

**HERMIZ (ALEX) v. BRENEIX,  
LLC./(ASARO)**

**S178090**      B215959 Second Appellate District, Div. 5

**SAGI (NACHUM) v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD (BROADSPIRE  
CLAIMS SERVICES)**

Petition for review denied  
Werdegar, J., was absent and did not participate.

**S178108**      B209046 Second Appellate District, Div. 6

**PEOPLE v. NISBY  
(REGINALD CHARLES)**

Petition for review denied  
Werdegar, J., was absent and did not participate.

**S178109**      B211003 Second Appellate District, Div. 5

**PEOPLE v. FOREMAN  
(RAYMOND BURT)**

Petition for review denied  
Werdegar, J., was absent and did not participate.

**S178112**      C058994 Third Appellate District

**PEOPLE v. POON  
(CORNELIUS LAWRENCE)**

Petition for review denied  
Werdegar, J., was absent and did not participate.

**S178114**      C058784 Third Appellate District

**PEOPLE v. BROWN  
(HAMEED JAMAL)**

Petition for review denied  
Werdegar, J., was absent and did not participate.

**S178125**      B212337 Second Appellate District, Div. 6

**ALVIS (DANE W.) v.  
COUNTY OF VENTURA**

Petition for review denied  
George, C. J., was recused and did not participate.  
Werdegar, J., was absent and did not participate.

**S178150**      B220015 Second Appellate District, Div. 8      **DANIELS (MICHAEL) v. S.C. (PEOPLE)**

Petition for review denied  
Werdegar, J., was absent and did not participate.

**S178169**      B219734 Second Appellate District, Div. 3      **MURO (MARIO) ON H.C.**  
Petition for review denied  
Werdegar, J., was absent and did not participate.

**S178381**      H034928 Sixth Appellate District      **AUYON (BILLY) v. S.C. (PEOPLE)**

Petition for review & application for stay denied  
Werdegar, J., was absent and did not participate.

**S178470**      **MIMS (GREGORY PAUL) v. S.C. (PEOPLE)**

The application for stay and petition for writ of mandate are denied.  
Werdegar, J., was absent and did not participate.

**S178752**      B217665 Second Appellate District, Div. 2      **ABRAHAMS (CHARLES L.) v. HENTZ (MATHIAS)**

Petition for review & application for stay denied  
Werdegar, J., was absent and did not participate.

**S169214**      **GOMEZ (JOSE CARMEN) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**S169583**      **DUBRIN (BRIAN CHARLES) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**S172358****MORRIS (STANLEY GENE)  
ON H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S172980****PADGETT (GLENN) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
Werdegarr, J., was absent and did not participate.

**S173115****HAMILTON (DENNIS) ON  
H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S173443****CASTRO (JOHNNY) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S173790****MCSHERRY (LEONARD  
JAMES) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S173812****RODDEN (STEPHEN) ON  
H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S173819****PARKS (TYRONE A.) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)  
Werdegarr, J., was absent and did not participate.

**S174049****LOPEZ (MANUEL GOMEZ)  
ON H.C.**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**S174220****MARTIN (LAWRENCE  
MAURICE) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *People v. Cressy* (1996) 47 Cal.App.4th 981, 989-993.)  
Werdegar, J., was absent and did not participate.

**S174426****LEGG (WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**S174600****POWELL (MICHAEL  
ANGELO) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**S174602****TINAJERO (OSVALDO) ON  
H.C.**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**S174805****BRAZELL (KARL LYNN) ON  
H.C.**

Petition for writ of habeas corpus denied  
(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)  
Werdegar, J., was absent and did not participate.

**S174859****JEWELL (DENNIS LLOYD)  
ON H.C.**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**S174873****MURILLO (JOSE) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S174874****WILSON (JACKIE GLENN)  
ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Lindley* (1947) 29 Cal.2d 709.)  
Werdegarr, J., was absent and did not participate.

**S174907****RODRIGUEZ (TIMOTHY  
JAMES) ON H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)  
Werdegarr, J., was absent and did not participate.

**S174920****LYONS (ASHTON) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S174921****TABAREZ (GREGORY) ON  
H.C.**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)  
Werdegarr, J., was absent and did not participate.

**S174924****GRACYALNY (KIMBERLY)  
ON H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S174939****LOPEZ (OMAR) ON H.C.**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**S174972**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**COX (LAWRENCE) ON H.C.****S174976**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)  
Werdegarr, J., was absent and did not participate.

**LEOPOLD (CARL) ON H.C.****S174977**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**DIAZ (RICHARD) ON H.C.****S175070**

Petition for writ of habeas corpus denied  
(See *In re Dixon* (1953) 41 Cal.2d 756.)  
Werdegarr, J., was absent and did not participate.

**VUE (JIMMY) ON H.C.****S175132**

Petition for writ of habeas corpus denied  
Werdegarr, J. was absent and did not participate.

**ALDRICH (ANTHONY  
DAVIS) ON H.C.****S175150**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**ORTIZ (MARTIN) ON H.C.****S175157**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**JOHNSON (RONDELL) ON  
H.C.**

**S175159**

Petition for writ of habeas corpus denied  
(See *In re Clark* (1993) 5 Cal.4th 750.)  
Werdegar, J., was absent and did not participate.

**TORRES (ALEJANDRO) ON  
H.C.**

**S175168**

Petition for writ of habeas corpus denied  
Werdegar, J., was absent and did not participate.

**ALDRICH (ANTHONY  
DAVIS) ON H.C.**

**S175174**

Petition for writ of habeas corpus denied  
(See *In re Miller* (1941) 17 Cal.2d 734.)  
Werdegar, J., was absent and did not participate.

**ALDRICH (ANTHONY  
DAVIS) ON H.C.**

**S175187**

Petition for writ of habeas corpus denied  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
Werdegar, J., was absent and did not participate.

**ANAYA (RICHARD ERNEST)  
ON H.C.**

**S175190**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)  
Werdegar, J., was absent and did not participate.

**THOMAS (MICHAEL  
EUGENE) ON H.C.**

**S175205**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)  
Werdegar, J., was absent and did not participate.

**ROGERS (TYRONE) ON H.C.**

**S175207**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**SORIANO (MAURICIO) ON  
H.C.**

**S175208**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**BARTHOLOMEW (KEVIN)  
ON H.C.**

**S175209**

Petition for writ of habeas corpus denied  
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)  
Werdegarr, J., was absent and did not participate.

**WASHINGTON (DARNELL)  
ON H.C.**

**S175210**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**HENDLEY (JOSEPH) ON H.C.**

**S175215**

Petition for writ of habeas corpus denied  
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
Werdegarr, J., was absent and did not participate.

**HARRIS (CHARLES A.) ON  
H.C.**

**S175217**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**WILLIAMS (WILLIAM) ON  
H.C.**

**S175220**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**RIOS (DANIEL) ON H.C.**

**S175236****WILLIAMS (JEREMIAH) ON  
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Werdegar, J., was absent and did not participate.

**S175243****SNOKE (BRIAN LAWRENCE)  
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Werdegar, J., was absent and did not participate.

**S175245****MOUTON (SILVER) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

Werdegar, J., was absent and did not participate.

**S175259****WARREN (IVAN RAY) ON  
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Werdegar, J., was absent and did not participate.

**S175282****MCCOWAN (NATHANIEL)  
ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

**S175314****GILLIAM (RICHARD  
FLOYD) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

**S175328****OWENS, JR., (CLAUDE LEE)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Werdegar, J., was absent and did not participate.

**S175333****MOORE (THOMAS RAY) ON  
H.C.**

Petition for writ of habeas corpus denied  
(See *In re Waltreus* (1965) 62 Cal.2d 218.)

Werdegar, J., was absent and did not participate.

**S176336****ALDRICH (ANTHONY  
DAVIS) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

**S176867****ANAYA (RICHARD ERNEST)  
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Werdegar, J., was absent and did not participate.

**S177057****MOSQUEDA (ADRIAN  
TAMAYO) ON H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

**S177564****HELM (LEONARD P.) ON  
H.C.**

Petition for writ of habeas corpus denied

Werdegar, J., was absent and did not participate.

**S177638**

Petition for writ of habeas corpus denied  
(See *In re Dexter* (1979) 25 Cal.3d 921.)  
Werdegarr, J., was absent and did not participate.

**GALVAN (ROBERTO) ON  
H.C.**

**S177662**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**VILLAESCUSA (HECTOR)  
ON H.C.**

**S177834**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**WANG (CHARLES) ON H.C.**

**S177896**

Petition for writ of habeas corpus denied  
(See *In re Miller* (1941) 17 Cal.2d 734.)  
Werdegarr, J., was absent and did not participate.

**PARAMO (RICARDO) ON  
H.C.**

**S177906**

Petition for writ of habeas corpus denied  
Werdegarr, J., was absent and did not participate.

**HALL, JR., (JAMES EARL)  
ON H.C.**

**S177924**

Petition for writ of habeas corpus denied  
(See *In re Dixon* (1953) 41 Cal.2d 756.)  
Werdegarr, J., was absent and did not participate.

**JACKSON (ANTHONY  
XAVIER) ON H.C.**

**S177954****BANES (GABRIEL ADAM)  
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)

Werdegarr, J., was absent and did not participate.

**S177957****STRATTON (MONTI) ON  
H.C.**

Petition for writ of habeas corpus denied

Werdegarr, J., was absent and did not participate.

**S177975****TURNER (ANTHONY  
RECARDO GONZALES) ON  
H.C.**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

Werdegarr, J., was absent and did not participate.

**S178006****KRABBE (TYSON MICHAEL)  
ON H.C.**

Petition for writ of habeas corpus denied

Werdegarr, J., was absent and did not participate.

**S178152****DOWALIBY, JR., (EDWARD  
ABRAHAM) ON H.C.**

Petition for writ of habeas corpus denied

Werdegarr, J., was absent and did not participate.

**S178173****BROWN (WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

Werdegarr, J., was absent and did not participate.

**S178302****WANG (CHARLES) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218.)

Werdegar, J., was absent and did not participate.

**S177467**

A121607 First Appellate District, Div. 5

**RAMIREZ (DEBBIE) v.  
CALIFORNIA HIGHWAY  
PATROL**

Publication request denied (case closed)

Werdegar, J., was absent and did not participate.

**S177707**

B212661 Second Appellate District, Div. 2

**IN RE J.G.**

Publication request denied (case closed)

Werdegar, J., was absent and did not participate.

**S069685****PRICE (CURTIS F.) ON H.C.**

Extension of time granted

Good cause appearing, the request of petitioner for an extension of time to file the exceptions to the report of referee and brief on the merits is extended to January 21, 2010. After that date, no further extension is contemplated.

**S072161****PEOPLE v. POTTS  
(THOMAS)**

Extension of time granted

Appellant's request for relief from default is granted.

Good cause appearing, and based upon counsel Michael P. Goldstein's representation that he anticipates filing the appellant's reply brief by November 22, 2010, counsel's request for an extension of time in which to file that brief is granted to February 5, 2010. After that date, only five further extensions totaling about 290 additional days are contemplated.

**S174016****MINKLER (SCOTT) v.  
SAFECO INSURANCE  
COMPANY OF AMERICA**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's Reply Brief on the Merits is extended to January 20, 2010.

No further extension of time is contemplated.

**S176099**

B206750 Second Appellate District, Div. 5

**CALIFORNIA GROCERS  
ASSOCIATION v. CITY OF  
LOS ANGELES (LOS  
ANGELES ALLIANCE FOR A  
NEW ECONOMY)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the Answer Brief on the Merits is extended to February 25, 2010. No further extensions are contemplated.

**S176414****LIGHTSEY (CHRISTOPHER  
C.) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Judy Kaida's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by January 2010, counsel's request for an extension of time in which to file that document is granted to January 21, 2010. After that date, no further extension is contemplated.

**S178776**

F058598 Fifth Appellate District

**LUIS (WILLIAMS HERRERA)  
v. S.C. (THE MCCLATCHY  
COMPANY)**

Extension of time granted

On application of the Real Party in Interest and good cause appearing, it is ordered that the time to serve and file the Real Parties' in Interest answer to petition is extended to January 12, 2010.

**S143743****PEOPLE v. MENDOZA  
(HUBER JOEL)**

Order appointing State Public Defender filed

Upon request of appellant for appointment of counsel, the State Public Defender is hereby appointed to represent appellant Huber Joel Mendoza for the direct appeal in the above automatic appeal now pending in this court.

**S152156****PEOPLE v. KARIS, JR.,  
(JAMES LESLIE)**

Order appointing State Public Defender filed

Upon request of appellant for appointment of counsel, the State Public Defender is hereby appointed to represent appellant James Leslie Karis, Jr., for the direct appeal in the above automatic appeal now pending in this court.

**S026408****PEOPLE v. LYNCH  
(FRANKLIN)**

Record ordered unsealed

On the court's own motion, which appellant does not oppose, the Clerk is directed to unseal vol. 44 of the clerk's transcript, pages 11876-11881; the reporter's transcript of June 12, 1991, pages 3-8; the reporter's transcript of August 1, 1991, pages 1-30; the reporter's transcript of October 7, 1991, pages 5-18; and the reporter's transcript of October 17, 1991, pages 56-79. (See Cal. Rules of Court, rules 8.328(c)(6), 8.610(b).)

Werdegar, J., was absent and did not participate.

**S043187****PEOPLE v. RIGGS (BILLY  
RAY)**

Motion for access to sealed record granted

The "Application for Release of Files, Records and any Confidential Materials," filed by the Federal Public Defender on October 29, 2009, is granted as follows:

The Federal Public Defender is granted access to the records in *People v. Billy Ray Riggs* (S043817), including the following confidential and sealed materials:

- 1) Second Sealed Supplemental Clerk's Transcripts on Appeal, Penal Code sections 987.2, 987.3, and 987.9; 2 Billings, Riverside County Case No. ICR-15562, Volumes 1 through 9, pages 1 through 2587;
- 2) Confidential Billings, pages 422-459, vol. 2, Confidential Billings, pages 1849-1855. vol. 7, and the Probation Officer's Report, pages 2629-2648, vol. 10;
- 3) Sealed Supplemental Clerk's Transcript on Appeal, Riverside County Case No. ICR-15562, Volume 1, pages 1 - 23;
- 4) Reporter's Transcript on Appeal, August 10, 1992;
- 5) Reporter's Transcript on Appeal, Sealed Hearing, February 19, 1993, and
- 6) Reporter's Transcript on Appeal In Camera Hearing January 24, 2003, Posttrial Hearing, Volume I, pages 28-30, 37-47.

The Federal Public Defender is also granted access to the records in *In re Billy Ray Riggs* (S0173875), *In re Billy Ray Riggs* (S027203), and *In re Billy Ray Riggs* (S027052).

The trial court exhibits are not lodged with this court but remain in the superior court and access to those materials therefore should be sought in the superior court.

The Federal Public Defender must supply the personnel and equipment necessary to undertake this examination and copying of the records of this court, which must occur on the premises of this court.

It is ordered that the Federal Public Defender not release or cause to be released any of the confidential or sealed materials, or the information contained therein. If counsel wishes to quote, cite, disclose, or describe the confidential or sealed material in any court papers, those papers must themselves be filed under seal. (See Cal. Rules of Court, rule 8.160(g).)

Werdegar, J., was absent and did not participate.

**S081700****PEOPLE v. HARRIS (WILLIE LEO)**

Order filed

Appellant's "Application for Permission to File Supplemental Brief" is granted. The supplemental respondent's brief must be served and filed on or before January 12, 2010. Appellant's supplemental reply brief must be served and filed within 30 days of the filing of the supplemental respondent's brief.

**S160953**

E040123 Fourth Appellate District, Div. 2

**PEOPLE v. NORIEGA (DANIEL LORETO)**

Order filed

This court denied the petition for review filed by defendant Manuel Ortega Paredes, but granted the petition for review filed by the Attorney General concerning an issue relating solely to defendant Daniel Loreto Noriega. This case, titled *People v. Paredes* in the Court of Appeal, is hereby severed as to the two defendants. As to defendant Paredes, the matter is dismissed and remanded to the Court of Appeal with directions to issue a remittitur as to him. As to defendant Noriega, the matter is retained for a decision by this court under the title *People v. Noriega*. Werdegar, J., was absent and did not participate.

**S177259****HANNANEY, ACCUSATION OF**

Petition denied (accusation)  
Werdegar, J., was absent and did not participate.

**S177391****LYONS, ACCUSATION OF**

Petition denied (accusation)  
Werdegar, J., was absent and did not participate.

**S177642****LARSON, ACCUSATION OF**

Petition denied (accusation)  
Kennard and Corrigan, JJ., are of the opinion the petition should be granted.  
Werdegar, J., was absent and did not participate.

**S177659****KURN, ACCUSATION OF**

Petition denied (accusation)  
Werdegar, J., was absent and did not participate.

**S177955**

Petition denied (accusation)  
Werdegarr, J., was absent and did not participate.

**CHAO, ACCUSATION OF****S177962**

Petition denied (accusation)  
Werdegarr, J., was absent and did not participate.

**BALLESTEROS,  
ACCUSATION OF****S178001**

Petition denied (accusation)

**PRATT, ACCUSATION OF****S178008**

Petition denied (accusation)  
Werdegarr, J., was absent and did not participate.

**LUKEHART, ACCUSATION  
OF****S178018**

Petition denied (accusation)  
Werdegarr, J., was absent and did not participate.

**MCCLURE, ACCUSATION  
OF****S178023**

Petition denied (accusation)  
Werdegarr, J., was absent and did not participate.

**O'BRIEN, ACCUSATION OF****S178089**

Petition denied (accusation)  
Werdegarr, J., was absent and did not participate.

**GLENN, ACCUSATION OF**

**BAR MISC. 4186    IN THE MATTER OF THE APPLICATION OF THE COMMITTEE  
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA  
FOR ADMISSION OF ATTORNEYS (MOTION NO. 902)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

Fourth Appellate District, Div. 2        **TRANSFER ORDERS**

The order filed on December 21, 2009, transferring the matters from the Fourth Appellate District, Division Two to Division Three, is hereby amended to reflect the division above.

**SUPREME COURT OF CALIFORNIA  
ORAL ARGUMENT CALENDAR  
SAN FRANCISCO SESSION  
JANUARY 5, 6 and 7, 2010**

**SECOND AMENDED**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on January 5, 6 and 7, 2010.

**TUESDAY, JANUARY 5, 2010 — 1:30 P.M.**

S166221	In re Marriage of Sonne
S167716	In re David V.
S060500	People v. D'Arcy (Jonathan) [Automatic Appeal]

**WEDNESDAY, JANUARY 6, 2010 — 9:00 A.M.**

S164272	International Society for Krishna Consciousness of California, Inc., et al. v. City of Los Angeles et al.
S161190	Communities for a Better Environment et al. v. South Coast Air Quality Management Dist. et al. (ConocoPhillips Co., Real Party in Interest) ( <i>Kennard and Corrigan, JJ., not participating; Pollak and Premo, JJ., assigned justices pro tempore</i> )
S154242	People v. Feyrer (Jesse)

**THURSDAY, JANUARY 7, 2010 — 9:00 A.M.**

S167169	Pearson Dental Supplies, Inc. v. Superior Court of Los Angeles County (Luis Turcios, Real Party in Interest)
S162435	McCann et al. v. Foster Wheeler
S160953	People v. Noriega (Daniel Loreto) et al.

**1:30 P.M.**

S157151	Conservatorship of John L.
S165680	People v. Picklesimer (Andrew Nelson)
S052808	People v. Gamache (Richard) [Automatic Appeal]

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*Chief Justice*

If exhibits are to be transmitted to this court, counsel must apply to the court for permission.  
(See Cal. Rules of Court, rule 8.224(c).)

